

Practitioner's Docket No. KLR: 7146.008

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9-4-01

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Westerman, Larry

Group Art Unit: 2721

Serial No.: 08/985,576

Examiner: Mr. Desire

Filed : December 5, 1997

Title : DOCUMENT CLASSIFICATION SYSTEM

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AUG 31 2001

Technology Center 2600

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August 28, 2001

Commissioner for Patents  
Washington, DC 20231

**REPLY BRIEF ON BEHALF OF APPELLANT**

Dear Sir:

**REPLY**

With respect to the Examiner Answer of July 3, 2001 the Examiner makes several assertions.

**Claim 1 Subsection (B)**

Apparently the Examiner asserts in claim rejection section (B) that FIG. 6 of Yamasaki shows an image plane 66 having detection region 68 containing multiple pixel points. While the detection region 68 contains multiple points each of these points are not observed by the viewer for the eye gaze system, as briefly discussed below.

As noted in the applicant's brief, the device includes a gazing point P (see FIG. 2A) that is a single point moved to a position near an object OBJ by the operator.

Turning the switch on superimposes a moving body detection zone of large area, based on a region around the single gazing point P that the viewer observes (See FIG. 2B). Next the moving body area is specified and the tracking operation is started (see FIG. 2C). Accordingly, as taught by Yamasaki the viewer observes the single gazing point P. To clarify, the detection region 68 is a region superimposed by the system based upon the tracking operation and not a set of pixels that the viewer observes with the eye gaze system. Accordingly, the viewer taught by Yamasaki observes a single point with the eye gaze system.

#### Claim 2 Subsection (C)

Apparently the Examiner asserts in claim rejection section (C) that region s1 and has some association with the image.

As explained in the applicant's brief the s1 region is used for global motion detection and has no association with the eye gaze system nor does the viewer observe the s1 region. Claim 1 claims that the image system associates said at least one image with said each of said multiple points of said non-closed loop portion of said at least one image. Accordingly, the multiple points, which are the points observed by the viewer, are associated with the image. Yamasaki fails to teach associating multiple points from the eye gaze system that the viewer observes with the image.

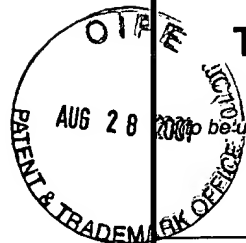
Respectfully submitted,



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Kevin L. Russell  
Reg. No. 38,292  
Attorney for Applicants

08-30-00 AD

AF  
2621**TRANSMITTAL  
FORM***to be used for all correspondence after initial  
filing)*

Application Number 08/985,576

Filing Date December 5, 1997

First Named Inventor Westerman

Group Art Unit 2621

Examiner Name Desire, G.

Total Number of Pages in this Submission

Attorney Docket Number KLR: 7146.008

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## ENCLOSURES (check all that apply)

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## SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm or Individual Name

CHERNOFF, VILHAUER, McCLUNG &amp; STENZEL LLP

Signature

Kevin L. Russell

Date

August 28, 2001

## CERTIFICATE OF MAILING

I hereby certify that, on the date shown below, this correspondence is being deposited with the United States Postal Service in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C., 20231

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